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Attorney for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

DAVID COTTRELL,

Plaintiff,

v.

AT&T INC., PACIFIC BELL CO., and
DIRECTV, LLC,

Defendants.

No. 3:19-cv-07672-JCS

**JOINT STIPULATION REGARDING
AMENDED COMPLAINT, REVISED
BRIEFING SCHEDULE, AND
RESCHEDULED INITIAL CASE
MANAGEMENT CONFERENCE**

~~PROPOSED~~ ORDER

Pursuant to Civil L.R. 6-2 and 7-12, the parties hereby stipulate as follows:

1. Defendants moved to compel arbitration and stay litigation on January 13, 2020, making Plaintiff's original response deadline January 27, 2020. Defendants also requested a February 21, 2020 hearing date for oral argument on the motion, the same date previously set by the Court for the initial CMC.

2. Assuming without conceding that Defendants' motion to compel arbitration should be treated as a motion "under Rule 12(b), (e), or (f)," Fed. R. Civ. P. 15(a)(1)(B), Plaintiff intends to amend his complaint on or before February 3, 2020.

3. Accordingly, the parties stipulate to the following revised briefing schedule related to the motion to compel arbitration and stay litigation:

1 A. February 24, 2020: Defendants are permitted to file a revised motion to
2 compel arbitration;

3 B. March 16, 2020: Plaintiff's opposition is due;

4 C. March 30, 2020: Defendants' reply is due.

5
6 4. The parties propose a hearing date for the motion to compel arbitration of ~~April 17~~,
7 2020. May 1

8 5. Additionally, in the name of efficiency, the parties request that the initial case
9 management conference (CMC), currently scheduled for February 21, 2020, be moved to ~~April~~
10 ~~17~~, 2020. Pursuant to the Order Setting Initial Case Management Conference and ADR May 1
11 Deadlines, ECF No. 3 at 2 n.**, the 26(f) report and initial disclosure deadline would be
12 continued to seven days in advance of the CMC.

13
14 Dated this 27th day of January, 2020.

15 KELLER ROHRBACK L.L.P.

16 By: /s/ Benjamin Gould

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Counsel for Defendants

1 ATTESTATION: The Filer attests that concurrence in the filing of this document has been
2 obtained from all signatories.

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED, AS MODIFIED.

Date: February 3, 2020



Hon. Joseph C. Spero
United States Magistrate Judge